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February 14, 2006

Marlene H. Dortch, Secretary Federal Communications Commission 445 Twelfth Street, SW Washington, DC 20554

CC Docket No. 02-33 - Notice of Discontinuance of Common Carrier Broadband **Internet Access Transmission Service** 

Dear Ms. Dortch:

By this letter and in accordance with paragraph 101 of the Federal Communications Commission's Report and Order and Notice of Proposed Rulemaking in CC Docket Nos. 02-33 and 01-337 released September 23, 2005, FCC 05-150 ("Broadband Internet Order"), Frontier Communications - St. Croix, LLC, Study Area 330944 ("Frontier") hereby notifies the Commission, that Frontier intends to discontinue offering tariffed common carrier broadband Internet access transmission service and is seeking to be removed from the list of carriers providing Digital Subscriber Line (DSL) service under NECA Tariff F.C.C. No. 5, effective April 1, 2006. Frontier will offer this service to existing customers on a permissive detariffing basis.

Frontier provides wireline broadband Internet access service, as described in the Broadband Internet Order. Frontier has one ISP customer, Press Enter, utilizing and bundling the transmission component of DSL ("wireline broadband Internet access transmission services") with their Internet Access service. As required by ¶101 of the Broadband Internet Order Frontier has notified this customer of the withdrawal of this service from the NECA tariff (see attached letter). With this letter Frontier is also providing notice of its intention to discontinue offering and to withdraw its wireline broadband Internet access transmission service from the NECA tariff to the Wisconsin Public Service Commission, the Wisconsin Governor, and the Special Assistant for Telecommunications at the Department of Defense, as required by ¶101 and footnote 307 of the Broadband Internet Order. Frontier is also copying NECA on this notice.

If you have questions, please do not hesitate to contact me.

Sincerely,

Kevin Saville

Associate General Counsel

2378 Wilshire Blvd.

Mound, Minnesota 55364

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STATE OF MINNESOTA ) SS COUNTY OF HENNEPIN )

## AFFIDAVIT OF SERVICE

I, Kevin J. Saville, being first duly sworn, deposes and says: That on the 14<sup>th</sup> day of February, 2006 he sent a copy of this letter via overnight courier to the persons identified below.

Kevin Saville

Subscribed and sworn to before me, a Notary Public, this 14th day of February 2006

Motary Public

BARBARA MARIE MATSON NOTARY PUBLIC – MINNESOTA My Commission Expires 1-31-2007

Secretary of Defense

Attn: Special Assistant for Telecommunications

Pentagon

Washington, D.C. 20301

Ms. Val Kostenko National Exchange Carrier Association (NECA) 80 South Jefferson Avenue Whippany, New Jersey 07981

<u>WISCONSIN</u> Frontier Communications of Viroqua LLC

Christy L. Zehner
Secretary
Public Service Commission of Wisconsin
610 North Whitney Way
P.O. Box 7854
Madison, WI 53707-7854

The Honorable Jim Doyle Office of the Governor 115 East State Capitol Madison, Wisconsin 53702





## **VIA OVERNIGHT COURIER**

February 14, 2006

Mr. Steve Reisman Press Enter P.O. Box 409 River Falls, WI 54022

## Re: Notice of Removal of DSL from FCC NECA Tariff

As you may be aware, on September 23, 2005, the Federal Communications Commission (FCC) released an order, which deregulated "wireline broadband Internet access service" for incumbent local telephone companies (ILECs). In the order, the FCC referred to "wireline broadband Internet access service" as a service that uses existing or future wireline facilities of the telephone network to provide subscribers with access to the Internet, including Digital Subscriber Line (DSL) service.

Under the prior FCC rules, ILECs like Frontier were required to make stand-alone DSL transmission facilities available to unaffiliated ISPs like Press Enter so that such ISPs could bundle their own online/Internet access services with Frontier's DSL service. As a result, for the last several years Frontier has participated in the NECA tariff on file with the FCC to provide for provisioning of DSL transmission service in conjunction with ISP online/Internet access services. Under the FCC's new order, which became effective November 16, 2005, ILECs are no longer required to offer such stand-alone DSL transmission in their tariffs on file with the FCC.

Before ILECs like Frontier can remove DSL transmission service from their tariffs, they must provide 30 days advance notice to ISPs. Accordingly, please be advised that effective April 1, 2006, Frontier Communications of St. Croix, LLC will be withdrawing from participation in the DSL transmission provisions of the NECA tariff on file with the FCC. Notwithstanding its withdrawal from the DSL transmission facilities provisions of the NECA tariff, Frontier will continue to provide DSL service to Press Enter's existing online/Internet access customers at their existing locations until November 16, 2006. During this period there will be no change in the rates/charges for the DSL services provided to these customers. Representatives of Frontier will contact you to discuss issues associated with the provisioning of online/Internet access services with Frontier's DSL service after November 16, 2006.

In the interim, if you would like to discuss this matter, please do not hesitate to contact me.

Sincerely,

Kevin Saville

Associate General Counsel

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cc: Jerry Schneider, Frontier

Mary Hendrickson, Frontier Kevin Clinefelter, Frontier